

UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Hideomi KOINUMA et al.

Application No.: 10/665,524

Confirmation No.: 5810

Filed: September 22, 2003

For: **THIN FILM DEVICE AND ITS
FABRICATION METHOD**

VIA FACSIMILE: 571 273 0025

Art Unit: 2826

Examiner: V. Mandala

Atty. Docket No.: 32307-191598

Customer No.

26694

PATENT TRADEMARK OFFICE

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OFFICE OF PETITIONS

**PETITION UNDER RULE 313(C) AND AMENDMENT
WITH REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL**

Mail Stop: OFFICE OF PETITIONS
Attention: Ms. Hicks and Ms. Brinkley

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The issue fee in this case was paid January 8, 2007.

Applicants hereby petition to withdraw the case from issue. Concurrently applicants file a request for continued examination. The Director is authorized to charge Deposit Account No. 22-0261 for any fee which may be related to the presentation.

The undersigned left a voice mail message on the PTO line of Ms. Hicks on March 7, 2007, concerning this matter.

Attached hereto is an INFORMATION DISCLOSURE STATEMENT, 1449 form and one reference, JP-A 08-316527, and an English language abstract thereof.

Also filed concurrently is a RCE [copies attached].

03/09/2007 CKHLOK 00000010 220261 10665524

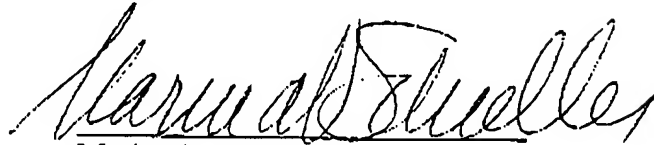
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REMARKS

An early consideration of this petition is respectfully solicited.

Attached hereto is an INFORMATION DISCLOSURE STATEMENT

Respectfully submitted,



Marina V. Schneller

Registration No. 26,032

VENABLE

Post Office Box 34385

Washington, D.C. 20043-9998

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Dated: March 7, 2007

DC2DOCS1/834074

FAX TRANSMISSION

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MAR 07 2007

DATE: March 7, 2007

PTO IDENTIFIER: Application Number 10/665,524-Conf. #5810
Patent Number

OFFICE OF PETITIONS

Inventor: Hideomi Koinuma

MESSAGE TO: US Patent and Trademark Office – OFFICE OF PETITIONS

FAX NUMBER: (571) 273-0025

FROM: VENABLE LLP

Marina V. Schneller

PHONE: (202) 344-4000

Attorney Dkt. #: 32307-191598

PAGES (Including Cover Sheet): 21

CONTENTS:

1. Request for Continued Examination (RCE) Transmittal
2. Petition Under Rule 313(c) and Amendment with Request for Continued Examination Transmittal;
3. Information Disclosure Statement, Form PTO-1449, and Reference;
4. Fee Transmittal; and
5. Transmittal Form.

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (202) 344-4000 and send the original transmission to us by return mail at the address below.

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VENABLE LLP

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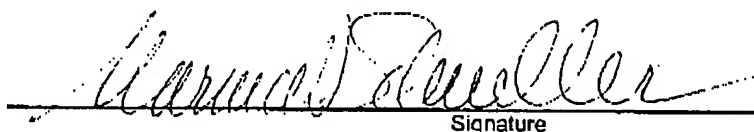
Application No. (if known): 10/665,524

Attorney Docket No.: 32307-191598

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on March 7, 2007
Date


Signature

Marina V. Schneller

Typed or printed name of person signing Certificate

26,032
Registration Number, if applicable

(202) 344-4000
Telephone Number

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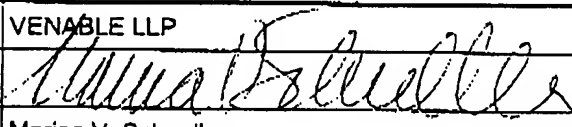
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/665,524-Conf. #5810	
	Filing Date	September 22, 2003	
	First Named Inventor	Hideomi Koinuma	
	Art Unit	2826	
	Examiner Name	V. A. Mandala	
Total Number of Pages in This Submission	19	Attorney Docket Number	32307-191598

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MAR 07 2007

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ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee charge to 22-0261 <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input checked="" type="checkbox"/> RCE <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	VENABLE LLP		
Signature			
Printed name	Marina V. Schneller		
Date	March 7, 2007	Reg. No.	26,032

DC2DOCS1/834163

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2006		Complete if Known					
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number 10/665,524-Conf. #5810	FAX RECEIVED MAR 07 2007 OFFICE OF PETITIONS				
TOTAL AMOUNT OF PAYMENT (\$) 920.00		Filing Date September 22, 2003					
		First Named Inventor Hideomi Koinuma					
		Examiner Name V. A. Mandala					
		Art Unit 2826					
		Attorney Docket No. 32307-191598					
METHOD OF PAYMENT (check all that apply)							
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____							
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>22-0261</u> Deposit Account Name: <u>Venable LLP</u>							
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)							
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee							
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments							
FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES <small>Small Entity</small>		SEARCH FEES <small>Small Entity</small>		EXAMINATION FEES <small>Small Entity</small>		
Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
Fee Description				Small Entity			
				Fee (\$)		Fee (\$)	
Each claim over 20 (including Reissues)				50		25	
Each independent claim over 3 (including Reissues)				200		100	
Multiple dependent claims				360		180	
Total Claims		Extra Claims		Fee (\$)		Fee Paid (\$)	
_____		_____		_____		_____	
HP = highest number of total claims paid for, if greater than 20.							
Indep. Claims		Extra Claims		Fee (\$)		Fee Paid (\$)	
_____		_____		_____		_____	
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets		Extra Sheets		Number of each additional 50 or fraction thereof		Fee (\$)	
_____		_____		_____		_____	
- 100 = _____		/ 50		(round up to a whole number) x _____		= _____	
4. OTHER FEE(S)							
Petition to Withdraw from Issue						Fees Paid (\$)	
						130.00	
Other (e.g., late filing surcharge): 1801 Request for continued examination (RCE) (see 37 ...						790.00	
SUBMITTED BY							
Signature		Registration No.		Telephone			
<i>Marina V. Schneller</i>		26,032		(202) 344-4000			
Name (Print/Type)		Date					
Marina V. Schneller		March 7, 2007					

DC2DOCS1/834161